

EXHIBIT D

RECORDING INFORMATION SHEET

ESSEX COUNTY REGISTER'S OFFICE
HALL OF RECORDS, ROOM 130
465 MARTIN LUTHER KING Jr. Blvd
NEWARK NJ 07102

INSTRUMENT NUMBER:
11058542

DOCUMENT TYPE :
DEED

Official Use Only

PHILIP THIGPEN, REGISTER
ESSEX COUNTY, NJ

INSTRUMENT NUMBER
11058542
RECORDED ON
August 17, 2011 12:42 pm
BOOK:12323 PAGE:8590

LJ

CONSIDERATION (E) \$1.00

MAIL COPY _____

NO COPY _____

ENVELOPE _____

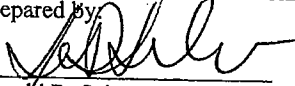
ADDITIONAL STAMPINGS _____

Return Address (for recorded documents)
ARONSOHN WEINER & SALERNO
263 MAIN STREET
HACKENSACK NJ 07601

No. Of Pages (excluding Summary Sheet)	5
Recording Fee (excluding Transfer Tax)	\$80.00
Realty Transfer Tax	\$0.00
Amount Charged (Check # 3682)	\$80.00
Municipality	NEWARK
Parcel Information	Block 2702 Lot 7
First Party Name	ROSMAR INDUSTRIES LLC
Second Party Name	MARINIERS BANK

Additional Information (Official Use Only)

***** DO NOT REMOVE THIS PAGE. *****
COVER SHEET (DOCUMENT SUMMARY FORM) IS PART OF ESSEX COUNTY FILING RECORD
***** RETAIN THIS PAGE FOR FUTURE REFERENCE. *****

Prepared by:

Gerald R. Salerno, Esq.

DEED IN LIEU OF FORECLOSURE

THIS INDENTURE, dated this 19th day of May, 2011

Made by **ROSMAR INDUSTRIES, L.L.C.**, a New Jersey limited liability company with offices located at 72 Burroughs Place, Bloomfield, New Jersey 07003, (hereinafter referred to as "Grantors")

And

MARINIER'S BANK, a New Jersey banking corporation, with offices located at 935 River Road, Edgewater, New Jersey 07020, (hereinafter referred to as "Grantee")

WITNESSETH, that the Grantors, for and in consideration of the avoidance of foreclosure proceedings and the sum of ONE DOLLAR (\$1.00) AND 00/100 cents lawful money in the United States of America well and truly paid to the said Grantors by the Grantee, at and before the ensealing and delivery of these presents, the receipt whereof is hereby acknowledged, had granted, bargained, sold, aliened, released, conveyed and confirmed and by these presents does grant, bargain, sell, align, release, convey and confirm unto the Grantee, his heirs and assigns,

ALL THAT CERTAIN tract or parcel of land situate in the **CITY OF NEWARK, COUNTY OF ESSEX AND STATE OF NEW JERSEY**, commonly known as **474-476 Irvine Turner Boulevard, Newark, New Jersey** and more particularly described in Schedule "A" attached hereto and made a part hereof. Also known on the Tax Map as follows: **Block 2702, Lot 7.**

The Property consists of the land and all building and structures on the land as described herein and on Schedule "A".

UNDER AND SUBJECT to the following Mortgage:

1. In the original amount of \$800,000.00 dated July 2, 2007 and recorded July 12, 2007 in the Essex County Clerk's Office in Mortgage Book 12070 at Page 5397.

AND default having been made in the payment of principal and interest on said Mortgages and Notes accompanying same, and for the purpose of avoiding foreclosure proceedings, it is the intention of the Grantors to convey all of its rights, title and interest in the equity of redemption in said land and premises to the Grantee, its successors and assigns which is to be accepted by the said Grantee in full settlement of said Mortgage indebtedness on the part of the Grantors herein provided that there are no judgments, mortgages conveyances or other liens or claims of record which affect the title to said premises, or may be considered as a cloud upon the title thereto, before this deed is recorded; and that no assignment for the benefit of creditors is made by the Grantors within two years and no petition in bankruptcy or debtors petition under the Bankruptcy code is filed by or against the Grantors within one year from the date of record of this Deed.

In the event of the happening of any of the contingencies mentioned in the above provisions, the right of the Grantee in the Notes and Mortgages so held by it shall not be deemed to have been extinguished and merged by the acceptance and recording of this Deed, but shall be and remain in full force and effect.

ALSO UNDER AND SUBJECT to any and all easements, rights and restrictions of record.

SCHEDULE A

All that certain Lot, piece or parcel of land, with the buildings and improvements thereon erected, situate, lying and being in the City of Newark, County of Essex, State of New Jersey:

BEGINNING on the West side of Irvine Turner Boulevard (formerly known as Belmont Avenue) at a point distant 158.87 feet South from the southwest corner of Bigelow Street and Irvine Turner Boulevard; thence.

- (1) Running South along Irvine Turner Boulevard 33.63 feet; thence
- (2) West and parallel with Bigelow Street 135 feet; thence
- (3) North and parallel with Irvine Turner Boulevard 33.63 feet; thence
- (4) East and parallel with Bigelow Street 135 feet to the point and place of BEGINNING.

NOTE: Shown and designated as Block 2702, Tax Lot(s) 7, on the current and official tax map of the City of Newark, County of Essex, State of New Jersey.



State of New Jersey
SELLER'S RESIDENCY CERTIFICATION/EXEMPTION
 (C.55, P.L. 2004)

GIT/REP-3
 (6-10)

(Please Print or Type)

SELLER(S) INFORMATION (See Instructions, Page 2)

Name(s)

ROSMAR INDUSTRIES, LLC by:

Current Resident Address:

Street: 72 Burroughs Place

City, Town, Post Office

State

Zip Code

Bloomfield

NJ

07003

PROPERTY INFORMATION (Brief Property Description)

Block(s)

Lot(s)

Qualifier

2702

7

Street Address:

474-476 Irvine Turner Boulevard

City, Town, Post Office

State

Zip Code

NEWARK

NJ

Seller's Percentage of Ownership
 100%

Consideration
 1.00

Closing Date

SELLER ASSURANCES (Check the Appropriate Box) (Boxes 2 through 8 apply to Residents and Non-residents)

1. ☐ I am a resident taxpayer (individual, estate, or trust) of the State of New Jersey pursuant to N.J.S.A. 54A:1-1 et seq. and will file a resident gross income tax return and pay any applicable taxes on any gain or income from the disposition of this property.
2. ☐ The real property being sold or transferred is used exclusively as my principal residence within the meaning of section 121 of the federal Internal Revenue Code of 1986, 26 U.S.C. s. 121.
3. ☒ I am a mortgagor conveying the mortgaged property to a mortgagee in foreclosure or in a transfer in lieu of foreclosure with no additional consideration.
4. ☐ Seller, transferor or transferee is an agency or authority of the United States of America, an agency or authority of the State of New Jersey, the Federal National Mortgage Association, the Federal Home Loan Mortgage Corporation, the Government National Mortgage Association, or a private mortgage insurance company.
5. ☐ Seller is not an individual, estate or trust and as such not required to make an estimated payment pursuant to N.J.S.A. 54A:1-1 et seq.
6. ☐ The total consideration for the property is \$1,000 or less and as such, the seller is not required to make an estimated payment pursuant to N.J.S.A. 54A:5-1-1 et seq.
7. ☐ The gain from the sale will not be recognized for Federal income tax purposes under I.R.C. Section 721, 1031, 1033 or is a cemetery plot. (CIRCLE THE APPLICABLE SECTION). If such section does not ultimately apply to this transaction, the seller acknowledges the obligation to file a New Jersey income tax return for the year of the sale (see instructions).
☐ No non-like kind property received.
8. ☐ Transfer by an executor or administrator of a decedent to a devisee or heir to effect distribution of the decedent's estate in accordance with the provisions of the decedent's will or the intestate laws of this state.

SELLER(S) DECLARATION

The undersigned understands that this declaration and its contents may be disclosed or provided to the New Jersey Division of Taxation and that any false statement contained herein could be punished by fine, imprisonment, or both. I furthermore declare that I have examined this declaration and, to the best of my knowledge and belief, it is true, correct and complete. By checking this box ☐ I certify that the Power of Attorney to represent the seller(s) has been previously recorded or is being recorded simultaneously with the deed to which this form is attached.

5-19-11

Date

Jose B Martinez
 Signature
 (Seller) Please indicate if Power of Attorney or Attorney in Fact

Date

Signature

(Seller) Please indicate if Power of Attorney or Attorney in Fact

RTF-1 (Rev. 7/14/10)
MUST SUBMIT IN DUPLICATESTATE OF NEW JERSEY
AFFIDAVIT OF CONSIDERATION FOR USE BY SELLER

(Chapter 49, P.L. 1988, as amended through Chapter 33, P.L. 2006) (N.J.S.A. 46:15-5 et seq.)

BEFORE COMPLETING THIS AFFIDAVIT, PLEASE READ THE INSTRUCTIONS ON THE REVERSE SIDE OF THIS FORM.

STATE OF NEW JERSEY

COUNTY

BERGEN

0714

MUNICIPALITY OF PROPERTY LOCATION NEWARK

FOR RECORDER'S USE ONLY

Consideration \$ 1.00
RTF paid by seller \$ 0.10
Date 8/17/11 By [Signature]

*Use symbol "x" to indicate that fee is exclusively for county use.

(1) PARTY OR LEGAL REPRESENTATIVE (Instructions #3 and #4 on reverse side)

Deponent, Jose B. Martinez, being duly sworn according to law upon his/her oath,

deposes and says that he/she is the Member of Grantor in a deed dated May 19, 2011 transferring (Grantor, Legal Representative, Corporate Officer, Officer of Title Company, Lending Institution, etc.)

real property identified as Block number 2702 Lot number 7 located at 474-476 Irvine Turner Boulevard, Newark, NJ 07102 and annexed thereto. (Street Address, Town)

(2) CONSIDERATION \$ 1.00 (Instructions #1 and #5 on reverse side) ☒ no prior mortgage to which property is subject.

(3) Property transferred is Class 4A 4B 4C (circle one). If property transferred is Class 4A, calculation in Section 3A below is required.

(3A) REQUIRED CALCULATION OF EQUALIZED VALUATION FOR ALL CLASS 4A (COMMERCIAL) PROPERTY TRANSACTIONS: (Instructions #5A and #7 on reverse side)

Total Assessed Valuation + Director's Ratio = Equalized Assessed Valuation

\$ + % = \$

If Director's Ratio is less than 100%, the equalized valuation will be an amount greater than the assessed value. If Director's Ratio is equal to or in excess of 100%, the assessed value will be equal to the equalized valuation.

(4) FULL EXEMPTION FROM FEE (Instruction #8 on reverse side)

Deponent states that this deed transaction is fully exempt from the Realty Transfer Fee imposed by C. 49, P.L. 1988, as amended through C. 66, P.L. 2004, for the following reason(s). Mere reference to exemption symbol is insufficient. Explain in detail. Solely in order to provide or release security for a debt or obligation.

(5) PARTIAL EXEMPTION FROM FEE (Instruction #9 on reverse side)

NOTE: All boxes below apply to grantor(s) only. ALL BOXES IN APPROPRIATE CATEGORY MUST BE CHECKED. Failure to do so will void claim for partial exemption. Deponent claims that this deed transaction is exempt from State portions of the Basic, Supplemental, and General Purpose Fees, as applicable, imposed by C. 176, P.L. 1975, C. 113, P.L. 2004, and C. 66, P.L. 2004 for the following reason(s):

- A. SENIOR CITIZEN Grantor(s) ☐ 62 years of age or over. (Instruction #9 on reverse side for A or B)
- B. ☐ BLIND PERSON Grantor(s) ☐ legally blind or;
- ☐ DISABLED PERSON Grantor(s) ☐ permanently and totally disabled ☐ receiving disability payments ☐ not gainfully employed
- Senior citizens, blind persons, or disabled persons must also meet all of the following criteria:
- ☐ Owned and occupied by grantor(s) at time of sale. ☐ Resident of State of New Jersey.
- ☐ One or two-family residential premises. ☐ Owners as joint tenants must all qualify.

*IN CASE OF HUSBAND AND WIFE, PARTNERS IN A CIVIL UNION COUPLE, ONLY ONE GRANTOR NEED QUALIFY IF TENANTS BY THE ENTIRETY.

C. LOW AND MODERATE INCOME HOUSING (Instruction #9 on reverse side)

- ☐ Affordable according to H.U.D. standards. ☐ Reserved for occupancy.
- ☐ Meets income requirements of region. ☐ Subject to resale controls.

(6) NEW CONSTRUCTION (Instructions #2, #10, #12 on reverse side)

- ☐ Entirely new improvement. ☐ Not previously occupied.
- ☐ Not previously used for any purpose. ☐ "NEW CONSTRUCTION" printed clearly at top of first page of the deed.

(7) RELATED LEGAL ENTITIES TO LEGAL ENTITIES (Instructions #5, #12, #14 on reverse side)

- ☐ No prior mortgage assumed or to which property is subject at time of sale.
- ☐ No contributions to capital by either grantor or grantee legal entity.
- ☐ No stock or money exchanged by or between grantor or grantee legal entities.

(8) Deponent makes this Affidavit to induce county clerk or register of deeds to record the deed and accept the fee submitted herewith in accordance with the provisions of Chapter 49, P.L. 1988, as amended through Chapter 33, P.L. 2006.

Subscribed and sworn to before me this 19 day of May, 20 11

Edward S. Seradzky, Esq.
An Attorney at Law of NJ

Signature of Deponent

Deponent Address

XXX-XXX-207

Last three digits in Grantor's Social Security Number

ROSMAR INDUSTRIES, LLC
Grantor Name72 Burroughs Pl., Bloomfield, NJ
Grantor Address at Time of Sale

Name/Company of Settlement Officer

FOR OFFICIAL USE ONLY
Instrument Number 11058542 County ESSEX
Deed Number Book 12325 Page 1520
Deed Dated 5/19/11 Date Recorded 8/17/11

County recording officers shall forward one copy of each RTF-1 form when Section 3A is completed to

STATE OF NEW JERSEY

PO BOX 251

TRENTON, NJ 08646-0251

ATTENTION: REALTY TRANSFER FEE UNIT

The Director of the Division of Taxation in the Department of the Treasury has prescribed this form as required by law, and it may not be altered or amended without prior approval of the Director. For information on the Realty Transfer Fee or to print a copy of this Affidavit, visit the Division's website at www.state.nj.us/treasury/taxation/lpt/localtax.shtml.

